

DECLARATION AND POWER OF ATTORNEY

We, Ashok R. Thakrar, Bradley K. Overmyer, and William E. Meyers hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our respective names;

We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COLORED CONTACT LENSES AND METHOD OF MAKING SAME
described and claimed in the attached specification;

We do not know and do not believe that the invention was ever known or used in the United States of America before our invention thereof;

We do not know and do not believe that the invention was ever patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application;

We do not know and do not believe that the invention was in public use or on sale in the United States of America more than one year prior to this application;

The invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by us or our legal representatives or assigns more than twelve months prior to this application;

As to applications for patents or inventor's certificate on the invention filed in any country foreign to the United States of America, no such applications have been filed;

We have reviewed and understand the contents of the above-identified specification, including the claims; and

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We hereby claim the benefit under Title 35, United States Code, Section 120 of pending United States application No. 07/310,942 filed February 16, 1989 and, insofar as the subject matter of each of the claims of this application is not disclosed in that prior application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section

TELETYPE 550-2922560

1.56(a) which occurred between the filing date of the prior application and the filing date of this application.

We hereby declare that all statements made hereby of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint Charles E. Cates (Reg. No. 25,838), Frank T. Barber (Reg. No. 16,410) and Richard G. Harrer (Reg. No. 19,433) our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

We request that all correspondence be directed to:

Charles E. Cates, Esq.
Cates, Phillips and Holloway
2700 North Central Avenue, Suite 1210
Phoenix, Arizona 85004
Telephone: (602) 248-0982

Ashok R. Thakrar
Ashok R. Thakrar

Date of Execution: January 25, 1990
INVENTOR: Ashok R. Thakrar 4818K
Address: 1332 E. Sequoia Drive
Residence: Phoenix, Arizona 85024 AZ
Citizenship: United States of America

Bradley K. Overmyer
Bradley K. Overmyer

Date of Execution: January 25, 1990
INVENTOR: Bradley K. Overmyer 40128P
Address: 271 Deerfield Road
Residence: Columbus, Ohio 43228 OH
Citizenship: United States of America

William E. Meyers
William E. Meyers

Date of Execution: January 25, 1990
INVENTOR: William E. Meyers 4038P
Address: 570 Marble Canyon Lane
Residence: San Ramon, California 94583 CA
Citizenship: United States of America